

Case 21101YP

REMARKS

The Official Action of September 3, 2008 and the reference cited therein have been carefully considered. The amendments and remarks herein are considered to be responsive thereto. Claims 12-21 have been canceled without canceling the subject matter thereof pursuant to the restriction requirement. Claims 1-11 remain in the case.

Claims 2-5, and 7-21 are withdrawn from further consideration as being drawn to a non-elected invention because there is no linking claim. Claim 2 has been amended to depend upon claim 1. Claims 3-6 already depend upon claim 1 and claim 7 depends upon claim 2 as amended. Therefore, the Examiner's concerns have been met and overcome.

Claims 1 and 6 are rejected under 35 USC 102(b) as being anticipated by US4598156. Specifically, the Examiner states that US4598156 teach compounds where R1 is H, Q=O, R2 is absent, R3=H, R4=H, R5=H, Y is absent, R6 is H, and X is not present when p=0. Claim 1 has been amended to recite that "when Y is absent, X is absent when p=0, R1 is hydrogen, and Q is CRy then R6 is not hydrogen" to remove any overlap.

In light of the amendments and remarks herein Applicants believe the claims are in condition for allowance. The Examiner is respectfully requested to contact the undersigned at the number below if this would expedite the allowance.

Respectfully submitted,

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